

CITY OF MARCO ISLAND
RESOLUTION 09-37

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA REQUESTING THE TIMELY ADOPTION OF THE SOUTHWEST FLORIDA SPECIAL BASIN RULE BY THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT.

WHEREAS, the lack of adequate on-site stormwater storage and treatment requirements for the permitting of new developments is creating a growing burden on the facilities and finances of the Marco Island community and the City of Marco Island government; and

WHEREAS, the U.S. Army Corps of Engineers stated in their Southwest Florida Environmental Impact Statement (2000) that inadequate stormwater treatment from new development had resulted in degraded water quality throughout the region and recommended that stormwater Best Management Practices should be implemented to reverse this trend; and

WHEREAS, the FDEP listed 85% of the Rookery Bay watershed, which includes Marco Island, as impaired (not meeting state water quality standards) according to 2009 data; and

WHEREAS, the City of Marco Island and the southwest Florida region have experienced significant development in the past ten years; and

WHEREAS, urban development has created significant additional stormwater loads that enter local waterways and pollute critical water supplies; and

WHEREAS, the South Florida Water Management District's (SFWMD) interim measures for stormwater permitting of developments have not adequately reduced the dissolved nutrient levels that enter the waterways as a result of stormwater runoff from recent developments; and

WHEREAS, the proposed Southwest Florida Special Basin Rule (Basin Rule) incentivizes the prevention of pollution and provides effective standards for on-site stormwater retention and treatment for new development projects; and

WHEREAS, the creation of a statewide stormwater rule by FDEP has been delayed and the Basin Rule could act as enhanced interim regulation and as supplemental criteria to the eventual statewide rule;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA, AS FOLLOWS:

The Council of the City of Marco Island hereby endorses the adoption of the Southwest Florida Special Basin Rule and requests the South Florida Water Management District to adopt and implement the Basin Rule in a timely manner so that the City of Marco Island and the southwest Florida region can begin to benefit from the water quality benefits expected from more efficient stormwater storage and treatment regulations for new development.

BE IT FURTHER RESOLVED that this Resolution be recorded in the Minutes of this Council and filed with the Marco Island City Clerk's Office.

EFFECTIVE DATE: This Resolution shall take effect immediately upon its adoption.

Passed in open and regular session of the City Council of the City of Marco Island this 21st day of September, 2009.

ATTEST:

CITY OF MARCO ISLAND, FLORIDA

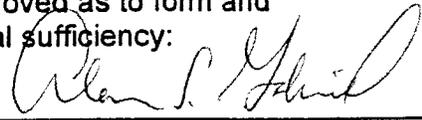
By: 

Laura M. Litzan, City Clerk

By: 

Robert J. Popoff, Chairman

Approved as to form and
Legal sufficiency:

By: 

Alan L. Gabriel, City Attorney